

UNITED STATES DISTRICT COURT, WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNDER SEAL,

Plaintiff,

No. 07-0248 BHS

vs.

UNDER SEAL

UNDER SEAL,

NOTE ON MOTION CALENDAR FOR:
APRIL 7, 2010

Defendants.

FILE UNDER SEAL



Honorable Benjamin H. Settle

UNITED STATES DISTRICT COURT, WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA, *ex rel.*
Marshall S. Horwitz, M.D.,

Plaintiff,

vs.

AMGEN INC. and DAVID C. DALE, et al.,

Defendants.

No. 07-0248 BHS

[PROPOSED] ORDER GRANTING
PLAINTIFF AND RELATOR'S *EX*
PARTE MOTION TO UNSEAL
COMPLAINT FOR LIMITED PURPOSES

NOTE ON MOTION CALENDAR FOR:
APRIL 7, 2010

FILE UNDER SEAL

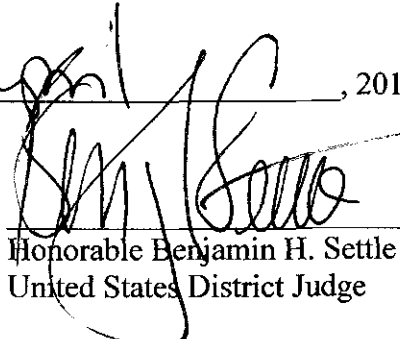
This matter came before the Court, under seal, upon the *ex parte* motion of the plaintiff and relator Marshall S. Horwitz, M.D., Ph.D., for an order to lift the seal partially in this case to permit Dr. Horwitz personally, or via his counsel, to disclose the contents of the amended and original complaints in this matter, and, in their discretion, to show copies of the amended and original complaints in this matter, to appropriate representatives of Dr. Horwitz's employer, the University of Washington. The Court having duly considered Dr. Horwitz's request, and having read and considered Plaintiff and Relator's *Ex Parte* Motion To Unseal Complaint for Limited Purposes, as well as the Declaration of Robert F. Lopez in Support of Plaintiff and Relator's *Ex Parte* Motion To Unseal Complaint for Limited Purposes, and good cause appearing therefor, it is hereby

PROPOSED ORDER GRANTING *EX PARTE* MOTION TO
UNSEAL COMPLAINT FOR LIMITED PURPOSES - 1
Case No. C07-0248 BHS

1 **ORDERED** that the amended and original complaints in this case are hereby unsealed to
2 allow Dr. Horwitz and his counsel to disclose the allegations thereof, and, in their discretion, to
3 show copies of the amended and original complaints in this case, to appropriate representatives
4 of Dr. Horwitz's employer, the University of Washington, and it is further

5 **ORDERED** that the plaintiff and relator shall serve a copy of this Order on the
6 government, via the office of the United States Attorney for the Western District of Washington.

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8 DATED this 14 day of April, 2010.

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11 Honorable Benjamin H. Settle
12 United States District Judge
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PROPOSED ORDER GRANTING *EX PARTE* MOTION TO
UNSEAL COMPLAINT FOR LIMITED PURPOSES - 2
Case No. C07-0248 BHS